IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 9414 of 2005

Between:

Jesus Samabhavana Sangham, rep. by its Groop Leader No.1, M.Vijayarani, W/o. Premayya, aged 40 years, Thimmapuram, Gajireddygudem, Arvapalli Mandal, Nalgonda District.

..... PETITIONER

AND

1 State of A.P., rep. by its District Collector, Nalgonda.
2 Revenue Divisional Officer, Arvapalli, Nalgonda District.
3 District Educational Officer, Nalgonda.
4 Mandal Revenue Officer, Arvapalli, Nalgonda District.
5 Headmaster, Central Primary School, Thimmapuram, Gajireddygudem, Arvapalli Mandal, Nalgonda District.
6 Mandal Educational Officer, Arvapalli, Nalgonda District.
7 Mandal Parishad Development Officer, Arvapalli, Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, orders, or orders particularly in the nature writ of Mandamus declaring the action of the respondents 1 to 3 for not implementing the orders issued by them in favour of the petitioner to discharge her duties to supply mid-day meal in accordance with law, as illegal, arbitrary, contrary to law violative of principle of natural, violative of Art 14,21 of the Constitute of India and consequently directing the respondents to allow the petitioner to supply of Mid Day Meal as per the letter dt.8-10-2004 issued by Mandal Revenue Officer interests of justice by paying arrears pending with them and pass any such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner : MR.M.V.RAJA RAM

Counsel for the Respondents: GP FOR REVENUE / GP FOR SCHOOL EDUCATION.

The Court made the following O R D E R:

This Writ Petition is filed by the petitioner aggrieved by the inaction of the respondents in not giving effect to the order dated 08.10.2004 passed by the Mandal Revenue Officer in pursuance of the directions of the Revenue Divisional Officer.

2. According to the petitioner-society, it was selected and appointed for the supply of midday meal to the Schools situated at Arvapalli village & Mandal, Nalgonda district. The petitioner has been supplying the midday meal since 2002, and there were no adverse remarks. However, the 6th respondent issued a letter requesting the petitioner to present on 27.07.2004 and after attending the said meeting, the 7th respondent issued a letter dated 20.08.2004 terminating the services of the petitioner and appointing one 'Manasa Sambhavana Sangham' in place of the petitioner. The reasons for the said proceedings are not known. But, however, the petitioner understood that the local MLA is behind the issue for terminating the petitioner's services for the supply of midday meal. It is stated that subsequently the matter was brought to the notice of the Revenue Divisional Officer, who passed orders directing the 4th respondent to continue the petitioner for the supply of midday meal. But, however, the said orders passed by the 4th respondent dated 08.10.2004 were not implemented and the petitioner is not being allowed to continue for supplying the midday meal. Hence, the petitioner has come up with the present Writ Petition.

3. On the earlier occasion i.e., on 30.06.2005, when this Writ Petition came up for hearing, the learned Government Pleaders appearing for the respondents are directed to get instructions. But, the learned Government Pleaders could not get any instructions so far. Therefore, heard the learned counsel for the petitioner and considered the material on record, and the Writ Petition is disposed of basing on the material available on record.

4. The petitioner is seeking only to implement the orders passed by the 4th respondent pursuant to the directions of the 2nd respondent. As per the said order, the petitioner's appointment for the supply of midday meal was restored and ordered to be continued. But, however, the said order was not implemented. Therefore, the

Writ Petition is disposed of directing the respondents to implement the order of the Mandal Revenue Officer dated 08.10.2004, as the said order was not either assailed or set aside as on date. The respondents are directed to implement the same, as long as the said proceedings are subsisting, within a period of two weeks from the date of receipt of a copy of this order.

5. The Writ Petition is accordingly disposed of. No costs.

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S.Ananda Reddy, J.

04…07…2005

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To

1 District Collector, Nalgonda.
2 Revenue Divisional Officer, Arvapalli, Nalgonda District.
3 District Educational Officer, Nalgonda.
4 Mandal Revenue Officer, Arvapalli, Nalgonda District.
5 Headmaster, Central Primary School, Thimmapuram, Gajireddygudem, Arvapalli Mandal, Nalgonda District.
6 Mandal Educational Officer, Arvapalli, Nalgonda District.
7 Mandal Parishad Development Officer, Arvapalli, Nalgonda District.

8) Two CD copies

9. Two CCs to Government Pleader for Revenue,

High Court Buildings, Hyderabad(OUT).

10. Two CCs to Government Pleader for School Education,

High Court Buildings, Hyderabad (OUT).

THE HON'BLE MR. JUSTICE S. ANANDA REDDY

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W.P. No. 9414 of 2005

O R D E R

04..07..2005